

**UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF MARYLAND**

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ELAINE L. CHAO,  
SECRETARY OF LABOR,  
UNITED STATES DEPARTMENT OF LABOR,

Plaintiff,

v.

ANDREW MAGGIO, RICHARD ONORATO,  
and MAGGIO, ONORATO AND ASSOCIATES,  
INC.,

Defendants.  
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CIVIL ACTION

NO. WMN97-4166

**MOTION TO AMEND ORDER DIRECTING CLERK OF COURT TO  
DISTRIBUTE SETTLEMENT PROCEEDS**

Plaintiff, Elaine L. Chao, Secretary of Labor, United States Department of Labor, by her attorneys, moves this Honorable Court to enter an Amended Order Directing the Clerk of the Court to distribute the proceeds of the settlement, now being held in the registry of the Court, equally among the companies listed on the attached revised Schedule A. As grounds therefore, plaintiff avers as follows:

1. By order dated June 25, 2003, the Court ordered that the \$100,000 be distributed to the 72 current or former Plans that the DOL had located.
2. It was subsequently determined by the DOL that some of those Plans could no longer be located. After a diligent effort to locate these current or former Plans, the DOL now submits a revised Schedule A, attached hereto and made a part hereof, which lists all of the Plans that will receive a distribution.

3. Accordingly, the plaintiff requests that the Court enter the attached amended order directing the Clerk of the Court to distribute the settlement money equally among the sixty (60) current or former MOA Plans listed on the revised Schedule A.

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U.S. DEPARTMENT OF LABOR

Attorneys for Plaintiff